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Application No. (if known): 09/919,162

Attorney Docket No.: NY-LUD 5684-US2-CIP

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Letter (2 pages)

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FAX TRANSMISSION**DATE:** June 22, 2006**PTO IDENTIFIER:** Application Number 09/919,162-Conf. #3161
Patent Number**Inventor:** Jean-Christophe Renauld et al.**MESSAGE TO:** 1. U Patent and Trademark Office
2. Examiner Dong Jiang - COURTESY COPY
3. SPE Gary Nickol**FAX NUMBER:** 1. (571) 273-8300
2. (571) 273-0872
3. (571) 273-0835**FROM:** FULBRIGHT & JAWORSKI L.L.P.

Norman D. Hanson

PHONE: (212) 318-3168**Attorney Dkt. #:** NY-LUD 5684-US2-CIP (10106926)**PAGES (Including Cover Sheet):** 4**CONTENTS:** Letter (2 pages)
Certificate of Transmission (1 page)

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JUN 22 2006

Docket No.: NY-LUD 5684-US2-CIP
(PATENT)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (571) 273-8300 AND to SPE Nickol at (571) 273-0835, on the date shown below.

Dated: June 22, 2006

Signature: 

(Fani Malikouzakis)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jean-Christophe Renauld et al.

Application No.: 09/919,162

Confirmation No.: 3161

Filed: July 31, 2001

Art Unit: 1646

For: ISOLATED NUCLEIC ACID MOLECULES
WHICH ENCODE A SOLUBLE IL-TIF
RECEPTOR OR BINDING PROTEIN
WHICH BINDS TO IL-TIF-22, AND USES
THEREOF

Examiner: D. Jiang

LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Notice of June 13, 2006, the Examiner contends that the sequence listing submitted on April 26, 2006, is not responsive to the Quayle action to which it was directed.

Applicants disagree.

The Examiner's sole complaint is that SEQ ID NO: 6 and 10 are incorrect. The Examiner appears to agree that the content of the sequences is identical to what was filed, but:

25669431.1

Application No. 09/919,162

Docket No.: NY-LUD 5684-US2-CIP

SEQ ID NO: 6, originally filed (in paper copy only was a nucleotide sequence), and SEQ ID NO: 10 was an amino acid sequence.

This is true; however, the specification clearly indicates that SEQ ID NO: 10 is a nucleotide sequence (see page 13, line 8, for example) and that SEQ ID NO: 6, is an amino acid (see page 14, line 4, for example).

All applicants did in their sequence submission was to reverse the order of SEQ ID NO: 6 and SEQ ID NO: 10 to reflect the specification.

There is absolutely no rule, regulation or statute requiring sequence numbering to be retained. Further, where elements of a specification are inconsistent, applicants are supposed to correct those elements for consistency.

That is what applicants did, and there is no lack of compliance.

So as to facilitate allowance of this application, applicants have taken the liberty of sending a copy of this Letter to SPE Nichol, at 571-273-0835. Should SPE Nichol disagree with applicants approach, a telephone call is requested.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 50-0624, under Order No. NY-LUD 5684-US2-CIP (10106926) from which the undersigned is authorized to draw.

Dated: June 22, 2006

Respectfully submitted,

By 

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